



Southern
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Law Center

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December 29, 2008

Mr. Charles L.A. Terreni
Chief Clerk of the Commission
SC Public Service Commission
P.O. Drawer 11649
Columbia, SC 29211

RE: Application of Carolina Power and Light Company d/b/a Progress Energy
Carolinas, Incorporated for the Establishment of Procedures for DSM/EE
Programs

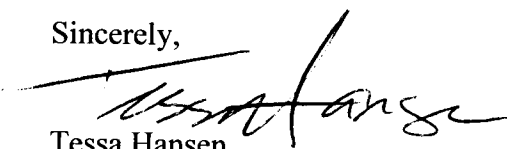
DOCKET NO.: 2008-251-E

Dear Mr. Terreni:

Enclosed please find for filing an original and (10) copies of the Petition to Intervene Out of Time of the Southern Environmental Law Center ("SELC") on behalf of itself, the Coastal Conservation League ("CCL"), the Natural Resources Defense Council ("NRDC") and the Southern Alliance for Clean Energy ("SACE") in that above-captioned matter. By copy of this letter, I am serving all parties of record and requesting that each serve us with all outstanding motions or other pleadings, together with all discovery responses served to date and to be served.

I have enclosed an extra copy of this petition which I would ask you to date stamp and return to me in the stamped self-addressed envelope enclosed for your convenience. If you have questions, please do not hesitate to contact us.

Sincerely,



Tessa Hansen
Administrative Legal Assistant

STATE OF SOUTH CAROLINA

(Caption of Case)

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

Application of Carolina Power & Light
Company, d/b/a Progress Energy Carolinas,
Incorporated for the Establishment of
Procedures for DSM/EE Programs

DOCKET

NUMBER: 2008 - 251 - E

(Please type or print)

Submitted by: J. Blanding HolmanSC Bar Number: 72260Address: Southern Environmental Law Center
38 Broad Street, Suite 200
Charleston, SC 29401Telephone: (843) 720-5270Fax: (843) 720-5240

Other: _____

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition ☒ Request for item to be placed on Commission's Agenda expeditiously

☐ Other: _____

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)			
<input checked="" type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input type="checkbox"/> Letter	<input type="checkbox"/> Request	
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification	
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation	
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement	
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment	
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter	
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response	
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery	
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input checked="" type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition	
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation	
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena	
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff	
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other:	
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest		
<input type="checkbox"/> Other:	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit		
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report		

STATE OF SOUTH CAROLINA
BEFORE THE PUBLIC SERVICE COMMISSION

DOCKET NO. 2008-251-E

In the Matter of:

Application of Carolina Power and Light	)	SOUTHERN
Company d/b/a Progress Energy Carolinas,	)	ENVIRONMENTAL LAW
Incorporated for the Establishment of	)	CENTER'S PETITION TO
Procedures for DSM/EE Programs,	)	INTERVENE ON BEHALF
Docket No. 2008-251-E	)	OF ITSELF, THE SOUTHERN
	)	ALLIANCE FOR CLEAN
	)	ENERGY, THE NATURAL
	)	RESOURCES DEFENSE
	)	COUNCIL AND THE
	)	SOUTHERN COASTAL
	)	CONSERVATION LEAGUE
)	

The Southern Environmental Law Center ("SELC") hereby petitions the South Carolina Public Service Commission ("Commission") pursuant to R.103-825 of the Commission's rules, on behalf of itself, the Southern Alliance for Clean Energy ("SACE"), the Natural Resources Defense Council ("NRDC"), and the Southern Coastal Conservation League ("CCL") to intervene in this docket. In support of this petition, SELC states as follows:

1. SELC is a non-profit regional environmental organization, organized under the laws of the State of North Carolina. SELC is dedicated to the protection of natural resources in the Carolinas and throughout the Southeast. SELC works to protect the health of South Carolina residents by advocating for energy conservation and efficiency policies and for emissions reductions at electric utility plants in South

Carolina. The address of SELC's South Carolina Office is: 38 Broad Street, Suite 200, Charleston, SC 29401.

2. SELC has members who are customers of Progress Energy Carolinas. SELC and its members are interested in promoting greater reliance on energy conservation and efficiency measures to meet South Carolina's energy needs.

3. SELC seeks to intervene in this proceeding in order to ensure that its members' interests in promoting energy efficiency are represented.

4. SACE is a nonprofit corporation organized under the laws of the State of Tennessee. The principal address of SACE is P.O. Box 1842, Knoxville, TN 37901-1842. One purpose of SACE is to advocate for energy plans, policies and systems that best serve the environmental, public health and economic interest of the communities in the Southeast.

5. SACE has members who are customers of Progress Energy Carolinas. SACE and its members are interested in promoting greater reliance on energy conservation and efficiency to meet South Carolina's energy needs.

6. SACE seeks to intervene in this proceeding in order to ensure that its members' interests in promoting energy efficiency are represented.

7. NRDC is a nonprofit corporation organized under the laws of the State of New York. NRDC is a national environmental organization with over 30 years experience working on state energy policy, including utility regulation and energy efficiency. NRDC has a strong interest in ensuring that South Carolina adopts environmentally sound and sustainable energy policies.

8. NRDC's members include customers of Progress Energy Carolinas who use electric power in their homes and businesses. NRDC and its members are interested in promoting greater reliance on energy conservation and efficiency resources to meet North Carolina's energy needs.

9. NRDC seeks to intervene in this proceeding in order to promote cost-effective energy efficiency while protecting the environment.

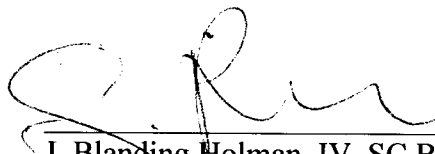
10. CCL is a nonprofit corporation organized under the laws of the State of South Carolina. The principal address of CCL is P.O. Box 1765, Charleston, SC 29402. As an advocate for conservation and energy efficiency, CCL supports development of energy policy that is in the public interest of South Carolinians.

11. CCL has members in South Carolina in who receive electricity service from Progress Energy Carolinas who would be subject to direct impacts of Progress's energy efficiency and demand-side management plans.

12. CCL and its members have a direct and material interest in the issues before the Commission in this docket and the interests of its members are not adequately represented by the current parties to this proceeding.

WHEREFORE, SELC, on behalf of itself, SACE, NRDC, and CCL, prays that they be allowed to intervene in this matter.

Respectfully submitted this 29th day of December, 2008.


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*St/kl/E
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Attorneys for SELC, SACE, NRDC & CCL

CERTIFICATE OF SERVICE

I hereby certify that the following persons have been served with the Southern Environmental Law Center's (SELC's) Petition to Intervene Out of Time on behalf of itself, the Southern Alliance for Clean Energy (SACE), the Natural Resources Defense Council (NRDC), and the South Carolina Coastal Conservation League (CCL).

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Len S. Anthony , Deputy General Counsel
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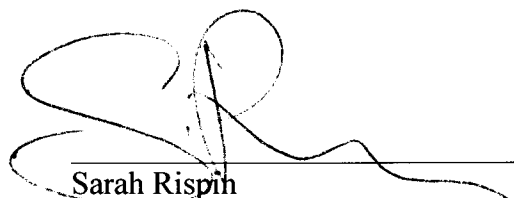
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Timothy J. Monahan , Counsel
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Monahan & Moses, LLC
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Greenville, SC, 29601

This 29th day of December, 2008.



Sarah Rispih
Attorney for SELC, SACE, NRDC and CCL